

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

COMMISSIONERS OF PUBLIC WORKS)	C/A No. 2:21-cv-00042-RMG
OF THE CITY OF CHARLESTON (d.b.a.)	
Charleston Water System), Individually and)	
on Behalf of All Others Similarly Situated,)	
)	
Plaintiff,)	JOINT MOTION TO DISMISS PURSUANT
)	TO RULE 12(b)(1) FOR LACK OF
Versus)	STANDING, AND, IN THE
)	ALTERNATIVE, TO DISMISS PURSUANT
COSTCO WHOLESALE CORPORATION,)	TO RULE 12(b)(6) FOR FAILURE TO
CVS HEALTH CORPORATION,)	STATE A CLAIM
KIMBERLY-CLARK CORPORATION,)	
THE PROCTER & GAMBLE COMPANY,)	
TARGET CORPORATION,)	
WALGREENS BOOTS ALLIANCE, INC.)	
and WAL-MART, INC.,)	
)	
Defendants.)	

The Defendants Costco Wholesale Corporation, CVS Health Corporation, The Procter & Gamble Company, Target Corporation, Walgreens Boots Alliance, Inc. and Wal-Mart, Inc. move the Court for an Order dismissing Plaintiff's Complaint Pursuant to Rule 12(b)(1) for Lack of Standing, and, in the Alternative, to Dismiss Pursuant to Rule 12(b)(6) for Failure to State a Claim. The grounds for this Motion are set forth in the accompanying Memorandum in Support.

Respectfully submitted,

/s/ Molly H. Craig

Molly H. Craig (6671)

HOOD LAW FIRM, LLC

172 Meeting St.

Charleston, SC 29401

Tel: 843.577.1215

Email: molly.craig@hoodlaw.com

John Q. Lewis, admitted *pro hac vice*

Michael R. Ruttinger, admitted *pro hac vice*

Chelsea M. Croy Smith, admitted *pro hac vice*

Tucker Ellis LLP

950 Main Avenue, Suite 1100

Cleveland, OH 44113

Tel: 216.592.5000

Fax: 216.592.5009

Email: john.lewis@tuckerellis.com
michael.ruttinger@tuckerellis.com
chelsea.smith@tuckerellis.com

Attorneys for Defendant Costco Wholesale Corporation, CVS Health Corporation, and Target Corporation

/s/ Lisa A. Reynolds

Lisa A. Reynolds (Federal Bar No. 09385)
W. Coleman Lawrimore (Federal Bar No. 13069)
Anderson, Reynolds & Stephens, LLC
P.O. Box 87
37 ½ Broad Street
Charleston, SC 29401
Phone: 843.723.0185
Email: lreynolds@arslawsc.com
clawrimore@arslawsc.com

David J. Tecson (IL ARDC #6198108)
Loretto M. Kennedy (IL ARDC #6199092)
Chuhak & Tecson, P.C.
30 s. Wacker Drive, Suite 2600
Chicago, IL 60606
Phone: 312.444.9300
Email: dtecson@chuhak.com
lkennedy@chuhak.com

*Attorneys for Defendant Walgreens Boots Alliance,
Inc.*

/s/ Robert W. Foster, Jr.

Robert W. Foster, Jr. (Federal Bar No. 875)
Scott D. MacLatchie, Jr. (Federal Bar No. 13028)
Nelson Mullins Riley & Scarborough, LLP
1320 Main Street – 17th Floor
Post Office Box 11070 (29211-1070)
Columbia, SC 29201
Phone: 803.799.2000
Email: robbie.foster@nelsonmullins.com
scott.maclatchie@nelsonmullins.com

and

Andrew M. Connor (Federal Bar No. 11191)
Nelson Mullins Riley & Scarborough, LLP
151 Meeting Street, Suite 600
Charleston, SC 29401
Phone: 843.853.5200
Email: Andrew.connor@nelsonmullins.com

/s/ Eileen M. Patt

Harold P. Weinberger, admitted *pro hac vice*
Eileen M. Patt, admitted *pro hac vice*
Harry P. Morgenthau, admitted *pro hac vice*
Kramer Levin Naftalis & Frankel LLP
1177 Avenue of Americas
New York, NY 10036
Phone: 212.715.9132
Email: hweinberger@kramerlevin.com
epatt@kramerlevin.com

Attorneys for Defendant The Procter & Gamble Company

/s/ Gray T. Culbreath

Gray T. Culbreath (Federal Bar No. 5647)
Gallivan, White & Boyd, P.A.
PO Box 7368
Columbia, SC 29202-7368
Phone: 803.779.1833
Email: gculbreath@gwblawfirm.com

Attorney for Wal-Mart, Inc.